

WILMERHALE

January 19, 2021

David W. Bowker

By ECF and Email

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The Honorable Analisa Torres
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007
Torres_NYSDChambers@nysd.uscourts.gov

Re: *Altana Credit Opportunities Fund SPC et al. v. Bolivarian Republic of Venezuela*,
No. 1:20-cv-8402-AT [rel. 1:19-cv-3123-AT]
Status Letter Regarding Service of Process

Dear Judge Torres:

On behalf of our clients—Altana Credit Opportunities Fund SPC, Altana Credit Opportunities Fund 1 SP, and Altana Funds Ltd. Cayman (collectively, “Plaintiffs”)—I respectfully submit this status letter regarding service of process, pursuant to your Honor’s Order of November 17, 2020 (Dkt. 20).

Plaintiffs have diligently prepared to serve Defendant, the Bolivarian Republic of Venezuela (“Venezuela”), in accordance with Section 1608(a)(4) of the Foreign Sovereign Immunities Act, including by obtaining the requisite translations of documents from English into Spanish. Plaintiffs, however, recently acquired bonds and thus altered their holdings of bonds for which Venezuela has failed to make required interest and principal payments. To take into account these changes in holdings, Plaintiffs must amend their claims in this case. Thus, on January 12, 2021, Plaintiffs filed a pre-motion letter for leave to file a Second Amended Complaint (Dkt. 21), which is currently pending before this Court. Given the pending request

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for leave, Plaintiffs would propose awaiting the Court's ruling on that matter before promptly proceeding with service of the Second Amended Complaint.

Because Plaintiffs have not yet served Venezuela, Plaintiffs do not know if Venezuela is represented by counsel in this matter. As with prior filings in this case, given that we have previously corresponded with Venezuela's counsel in a related case, we have copied them on this letter.

Sincerely,

/s/ David W. Bowker
David W. Bowker

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